IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE THE ACTING CHIEF JUSTICE MR.K.S.RADHAKRISHNAN
&
THE HONOURABLE MR. JUSTICE M.N.KRISHNAN

WEDNESDAY, THE 7TH MARCH, 2007 / 16TH PHALGUNA, 1928

WA.No. 498 of 2007

(AGAINST THE JUDGMENT IN WPC.21069/2006 DATED 1.12.2006)

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APPELLANT/PETITIONER IN W.P.(C)

NOUSHAD, MANAGING PARTNER,
M/S.BPL MOBILE GALLERY NOW HUTCH SHOP,
M.K.K.NAIR, ROAD, ERNAKULAM, KOCHI- 682025.

BY ADV. SRI.N.K.KARNIS

RESPONDENTS/RESPONDENTS IN W.P.(C)
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1. BHARATH SANCHAR NIGAM LTD.,
REPRESENTED BY ITS CHAIRMAN AND MANAGING DIRECTOR,
NEW DELHI.

2. CHIEF GENERAL MANAGER,
BHARATH SANCHAR NIGAM LTD., ERNAKULAM,
COCHIN- 682031.

3. ACCOUNTS OFFICER (TRA), VASI,
CATHOLIC CENTRE, BROAD WAY, KOCHI- 682031.

BY ADV. SRI.MATHEWS K.PHILIP, SC FOR BSNL

THIS WRIT APPEAL HAVING COME UP FOR ADMISSION ON 07/03/2007,

THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

K.S.RADHAKRISHNAN,Ag.C.J & M.N.KRISHNAN,J.

W.A.NO. 498 OF 2007

Dated this the 7th day of March, 2007

J U D G M E N T

Radhakrishnan, Ag.C.J.

Heard both sides. Parties may place the matter before the Telecom Adalath to be held at S.S.I.Level. Recovery proceedings will be held up if the appellant pays 50% of the amount demanded within one month from today. The Department will place the matter before the next Adalath without any application on the side of the appellant and the Adalath will pass orders after hearing the appellant. We make it clear that if the amount is not remitted within one month as directed, the benefit of this order will not be available to the appellant.

The writ appeal is disposed of as above.

K.S.RADHAKRISHNAN,
Acting Chief Justice

M.N.KRISHNAN,
Judge

Mbs/

K.THANKAPPAN, J

Crl.Appeal NO. OF 2001

J U D G M E N T

DATED:13-02-2007